

**Appendix A:**  
**Sponsoring Witnesses And Admissibility**  
**For Jacobs Related Documentary Evidence**

| Exhibit | Description                 | Potential<br>Sponsoring<br>Witnesses   | Potential Hearsay Exceptions  |
|---------|-----------------------------|--|---|
| 1       | April 14, 2017 Jacobs Email | Ric Jacobs<br>Travis Kalanick<br>Sallie Yoo<br>Angella Padilla<br>Joe Spiegler | <b>FRE 801(d)(2)(B):</b> adoptive admission based on Uber's subsequent investigation and remedial action<br><b>FRE 807:</b> residual exception<br>The document also has relevance for issues other than the truth of its contents such as notice, intent, and state of mind |
| 2       | May 5, 2017 Jacobs Letter   | Ric Jacobs<br>Angela Padilla<br>Sallie Yoo<br>Joe Spiegler                     | <b>FRE 801(d)(2)(B):</b> adoptive admission based on Uber's subsequent investigation and remedial action<br><b>FRE 807:</b> residual exception<br>The document also has relevance for issues other than the truth of its contents such as notice, intent, and state of mind |
| 3       | June 14, 2017 email         | Angela Padilla<br>Sallie Yoo   | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br>The document also has relevance for issues other than the truth of its contents such as notice, intent, and state of mind   |

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| 4 | June 22, 2017 email                                    | Angela Padilla  | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br>The document also has relevance for issues other than the truth of its contents such as notice, intent, and state of mind |
| 5 | June 22, 2017 email                                    | Angela Padilla<br>Sallie Yoo<br>Mat Henley              | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br>The document also has relevance for issues other than the truth of its contents such as notice, intent, and state of mind |
| 6 | July 12, 2017 email                                    | Angela Padilla<br>Sallie Yoo                            | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br>The document also has relevance for issues other than the truth of its contents such as notice, intent, and state of mind |
| 7 | August 23, 2017 email                                  | Angela Padilla  | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br>The document also has relevance for issues other than the truth of its contents such as notice, intent, and state of mind |
| 8 | December 21, 2017 log of Angela Padilla communications | <i>Court ordered response—<br/>No witness necessary</i> | <b>FRE 801(d)(2)(A):</b> Admission of party opponent  |
| 9 | December 12, 2017 log of MoFo communications           | <i>Court ordered response—<br/>No witness necessary</i> | <b>FRE 801(d)(2)(A):</b> Admission of party opponent  |

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| <b>10</b> | December 16, 2017 log of MoFo communications                               | <i>Court ordered response—<br/>No witness necessary</i>             | <b>FRE 801(d)(2)(A):</b> Admission of party opponent  |
| <b>11</b> | Waymo's Interrogatory No. 1.   | <i>Written Discovery—<br/>No witness necessary</i>                  | The document has relevance for issues other than the truth of its contents such as notice, intent, and state of mind              |
| <b>12</b> | Defendants' Responses and Objections to Waymo's RFPs                       | <i>Court ordered response—<br/>No witness necessary</i>             | <b>FRE 801(d)(2)(A):</b> Admission of party opponent  |
| <b>13</b> | Competitive intelligence collection document                               | Mat Henley<br>Ed Russo<br>Nick Gicinto<br>Jake Nocon<br>Craig Clark | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br><b>FRE 803(6):</b> Business record                                  |
| <b>14</b> | Autonomous vehicle market aliases  | Mat Henley<br>Ed Russ<br>Nick Gicinto<br>Jake Nocon<br>Craig Clark  | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br><b>FRE 803(6):</b> Business record<br>No truth asserted by document |
| <b>15</b> | Email chain: [ATC] Competitive Intelligence Update: Week Ending 10/21/2016 | Lior Ron<br>Eric Meyhofer   | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent  |
| <b>16</b> | October 26, 2016 email   | Scott   |   |
| <b>17</b> | Email chain: Strategic Intel   | Ric Jacobs  | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent  |
| <b>18</b> | December 2016 SSG competitive intelligence update                          | Mat Henley<br>Ed Russ<br>Nick Gicinto<br>Jake Nocon<br>Craig Clark  | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent  |

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| <b>19</b> | January 27, 2017              | Lior Ron<br>Mat Henley  | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent  |
| <b>20</b> | Calendar Invite               | Lior Ron<br>Mat Henley<br>Nick Gicinto                            | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent  |
| <b>21</b> | February 7, 2017 memorandum   | Lior Ron<br>Mat Henley<br>Craig Clark<br>Nick Gicinto<br>Ed Russo | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br><b>FRE 803(6):</b> Business record  |
| <b>22</b> | February 15, 2017 memorandum  | Lior Ron<br>Mat Henley<br>Nick Gicinto                            | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br><b>FRE 803(6):</b> Business record  |
| <b>23</b> | Priorities of effort document | Mat Henley<br>Ed Russo<br>Nick Gicinto<br>Jake Nocon              | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br><b>FRE 803(6):</b> Business record  |
| <b>24</b> | January 18, 2017 memorandum   | Mat Henley<br>Ed Russo<br>Nick Gicinto<br>Jake Nocon              | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br><b>FRE 803(6):</b> Business record  |
| <b>25</b> | SSG video                     | Mat Henley<br>Ed Russo<br>Nick Gicinto<br>Jake Nocon              | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br><b>FRE 803(3):</b> Present sense impression<br><b>FRE 803(6):</b> Business record |

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| 26 | SSG video  | Mat Henley<br>Ed Russo<br>Nick Gicinto<br>Jake Nocon       | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br><b>FRE 803(3):</b> Present sense impression<br><b>FRE 803(6):</b> Business record |
| 27 | Virtual Ops capability playbook  | Mat Henley<br>Nick Gicinto<br>Jake Nocon                   | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br><b>FRE 803(6):</b> Business record  |
| 28 | December 4, 2017: Uber Inventory of Non-Attributable Devices                                 | <i>Court ordered response—<br/>No witness necessary</i>    | <b>FRE 801(d)(2)(A):</b> Admission of party opponent  |
| 29 | December 22, 2017: Uber Inventory of Non-Attributable Devices                                | <i>Court ordered response—<br/>No witness necessary</i>    | <b>FRE 801(d)(2)(A):</b> Admission of party opponent  |
| 30 | December 4, 2017: Uber Inventory of Ephemeral Messaging Users                                | <i>Court ordered response—<br/>No witness necessary</i>    | <b>FRE 801(d)(2)(A):</b> Admission of party opponent  |
| 31 | December 22, 2017: Uber Inventory of Ephemeral Messaging Users                               | <i>Court ordered response—<br/>No witness necessary</i>    | <b>FRE 801(d)(2)(A):</b> Admission of party opponent  |
| 32 | January 9, 2017 email  | Lior Ron<br>Travis Kalanick<br>Angela Padilla<br>Salle Yoo | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent  |
| 33 | January 5, 2017: Defendant Uber Technologies, Inc.'s Response To Court Ordered Interrogatory | <i>Court ordered response—<br/>No witness necessary</i>    | <b>FRE 801(d)(2)(A):</b> Admission of party opponent  |
| 34 | February 21, 2017 email  | Lior Ron<br>Mat Henley                                     | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent  |

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| 35 | February 21, 2017 email                | Lior Ron  | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent  |
| 36 | Legal Overview Presentation            | Ric Jacobs<br>Craig Clark<br>Angela Padilla<br>Mat Henley<br>Nick Gicinto<br>Ed Russo<br>Jake Nocon | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br><b>FRE 803(6):</b> Business record  |
| 37 | February 19, 2016 email                | Mat Henley<br>Joe Sullivan<br>Travis Kalanick   | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent  |
| 38 | March 25, 2016 email                   | Travis Kalanick<br>Salle Yoo  | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent  |
| 39 | Calendar Invite                        | Mat Henley<br>Nick Gicinto<br>Lior Ron  | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br>The document also has relevance for issues other than the truth of its contents such as notice, intent, and state of mind   |
| 40 | Former in-house attorney demand letter | Angela Padilla<br>Salle Yoo<br>Travis Kalanick  | <b>FRE 801(d)(2)(B):</b> adoptive admission based on Uber's subsequent investigation and remedial action<br><b>FRE 807:</b> residual exception<br>The document also has relevance for issues other than the truth of its contents such as notice, intent, and state of mind |

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| 41 | Former in-house attorney demand letter             | Angela Padilla<br>Salle Yoo<br>Travis Kalanick | <p><b>FRE 801(d)(2)(B):</b> adoptive admission based on Uber's subsequent investigation and remedial action</p> <p><b>FRE 807:</b> residual exception</p> <p>The document also has relevance for issues other than the truth of its contents such as notice, intent, and state of mind</p> |
| 42 | Settlement agreement with former in-house attorney | Angela Padilla<br>Salle Yoo<br>Travis Kalanick | <p><b>FRE 801(d)(2)(D):</b> Admission of party opponent agent</p> <p><b>FRE 803(6):</b> Business record</p> <p>The document also has relevance for issues other than the truth of its contents such as notice, intent, and state of mind</p>   |
| 43 | Settlement agreement with former in-house attorney | Angela Padilla<br>Salle Yoo<br>Travis Kalanick | <p><b>FRE 801(d)(2)(D):</b> Admission of party opponent agent</p> <p><b>FRE 803(6):</b> Business record</p> <p>The document also has relevance for issues other than the truth of its contents such as notice, intent, and state of mind</p>   |
| 44 | Performance review of former in-house attorney     | Angela Padilla<br>Salle Yoo                    | <p><b>FRE 801(d)(2)(D):</b> Admission of party opponent agent</p> <p><b>FRE 803(6):</b> Business record</p> <p>The document also has relevance for issues other than the truth of its contents such as notice, intent, and state of mind</p>   |

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| 45 | Competitive intelligence report                                  | Joe Sullivan<br>Ric Jacobs<br>Craig Clark<br>Mat Henley<br>Nick Gicinto<br>Ed Russo<br>Jake Nocon | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br><b>FRE 803(6):</b> Business record   |
| 48 | Supplemental Response to Waymo Interrogatory No. 1               | <i>Court ordered response—No witness necessary</i>  | <b>FRE 801(d)(2)(A):</b> Admission of party opponent   |
| 49 | January 26, 2017 email   | Joe Sullivan<br>Mat Henley<br>Craig Clark   | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br>The document also relevance for issues other than the truth of its contents such as notice, intent, and state of mind  |
| 50 | August 18, 2016 email  | Eric Friedberg<br>Mary Fulginiti<br>John Gardner  | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br><b>FRE 801(d)(2)(E):</b> Admission authorized by party opponent agent<br>The document also relevance for issues other than the truth of its contents such as notice, intent, and state of mind |
| 51 | Amended privilege log associated with Stroz Friedberg production | <i>Court ordered response—No witness necessary;</i>   | <b>FRE 801(d)(2)(A):</b> Admission of party opponent<br>The document also relevance for issues other than the truth of its contents such as notice, intent, and state of mind  |

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| <b>52</b> | Eric Tate Declaration    | <i>Court ordered response—</i><br><i>No witness necessary;</i><br>alternatively Arturo Gonzalez or Eric Tate | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br><b>FRE 801(d)(2)(E):</b> Admission authorized by party opponent agent   |
| <b>53</b> | Chuck Duross Declaration | <i>Court ordered response—</i><br><i>No witness necessary;</i><br>alternatively Arturo Gonzalez or Eric Tate | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br><b>FRE 801(d)(2)(E):</b> Admission authorized by party opponent agent   |
| <b>54</b> | June 22, 2017 email      | Angela Padilla<br>Sallie Yoo<br>Mat Henley   | <b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br>The document also has relevance for issues other than the truth of its contents such as notice, intent, and state of mind   |
| <b>55</b> | Halunen Declaration      | Angela Padilla<br>Sallie Yoo<br>Ric Jacobs   | <b>FRE 801(d)(2)(B):</b> adoptive admission based on Uber's subsequent investigation and remedial action<br><b>FRE 807:</b> residual exception<br>The document also has relevance for issues other than the truth of its contents such as notice, intent, and state of mind |

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| 56  | Jacobs settlement agreement  | Angela Padilla<br>Sallie Yoo<br>Travis Kalanick<br>Ric Jacobs | <b>FRE 801(d)(2)(A):</b> Admission of party opponent<br><b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br><b>FRE 803(6):</b> Business record<br>The document also has relevance for issues other than the truth of its contents such as notice, intent, and state of mind |
| 57  | Jacobs consulting agreement  | Angela Padilla<br>Sallie Yoo<br>Travis Kalanick<br>Ric Jacobs | <b>FRE 801(d)(2)(A):</b> Admission of party opponent<br><b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br><b>FRE 803(6):</b> Business record<br>The document also has relevance for issues other than the truth of its contents such as notice, intent, and state of mind |
| 58  | Jacobs confidentiality agreement                                   | Angela Padilla<br>Sallie Yoo<br>Travis Kalanick<br>Ric Jacobs | <b>FRE 801(d)(2)(A):</b> Admission of party opponent<br><b>FRE 801(d)(2)(D):</b> Admission of party opponent agent<br><b>FRE 803(6):</b> Business record<br>The document also has relevance for issues other than the truth of its contents such as notice, intent, and state of mind |
| 104 | January 11, 2018 supplemental log of Angela Padilla communications | <i>Court ordered response—<br/>No witness necessary</i>       | <b>FRE 801(d)(2)(A):</b> Admission of party opponent  |

